

ORIGINAL

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**FILED**

DISTRICT COURT OF GUAM

SEP 20 2006

MARY L.M. MORAN  
CLERK OF COURT

7  
8 **IN THE UNITED STATES DISTRICT COURT**  
9 **FOR THE DISTRICT OF GUAM**  
10

11 UNITED STATES OF AMERICA, )  
12 )  
Plaintiff, )

13 vs. )  
14 )

15 DOUGLAS DUCKJOO KIM, )  
16 )  
Defendants. )

MAGISTRATE CASE NO. 05-00053

**UNITED STATES' MOTION TO  
DISMISS COMPLAINT**

17  
18 COMES NOW the plaintiff, United States of America, by and through its undersigned  
19 attorney, and moves that the Complaint, in the above captioned matter, be dismissed, for the  
20 reasons that the defendant has been charged through an Indictment on December 7, 2005, under  
21 Criminal Case No. 05-00084, which said Indictment has incorporated similar criminal acts  
described in the Complaint.

22 Respectfully submitted this 20th day of September, 2006.

23  
24 LEONARDO M. RAPADAS  
United States Attorney  
Districts of Guam and NMI

25  
26 By:

27 MARIVIC P. DAVID  
Assistant U.S. Attorney  
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